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5 Attorneys for Plaintiff  
United States of America  
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7 IN THE UNITED STATES DISTRICT COURT  
8  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

CASE NO. 2:20-CR-00032-01 WBS

11 Plaintiff,

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER

12 v.

13 FAYTH JONES,

14 Defendant.  
15

16 STIPULATION

17 1. By previous order this matter was set for status conference on August 16, 2021. Docket  
18 No. 132. The defendant is out of custody on conditions of release. Docket No. 47.

19 2. By this stipulation, the parties now move to vacate the currently set status conference  
20 date, and set a further status conference date of October 4, 2021 at 9:00 a.m., and to exclude time  
21 between August 16, 2021 and October 4, 2021, under Local Code T4.

22 3. The parties agree and stipulate, and request that the Court find the following:

23 a) The United States previously produced written reports and related materials, as  
24 well as a voluminous set of audio recordings and other discoverable items to defense counsel.

25 b) Counsel for defendant desires additional time to review the discovery, consult  
26 with his client, conduct investigation and research related to the charges, and to otherwise  
27 prepare for a future trial, or resolution of the pending charges against the defendant.

28 c) Counsel for defendant believes that failure to grant the above-requested

1 continuance would deny him the reasonable time necessary for effective preparation, taking into  
2 account the exercise of due diligence.

3 d) The government does not object to the continuance.

4 e) Based on the above-stated findings, the ends of justice served by continuing the  
5 case as requested outweigh the interest of the public and the defendant in a trial within the  
6 original date prescribed by the Speedy Trial Act.

7 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
8 et seq., within which trial must commence, the time period of August 16, 2021 to October 4,  
9 2021, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
10 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
11 of the Court's finding that the ends of justice served by taking such action outweigh the best  
12 interest of the public and the defendant in a speedy trial.

13 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
14 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
15 must commence.

16 IT IS SO STIPULATED.

17 Dated: August 6, 2021

PHILLIP A. TALBERT  
Acting United States Attorney

20 /s/ *Jason Hitt*  
JASON HITT  
Assistant United States Attorney

22 Dated: August 6, 2021

23 /s/ *Jason Hitt for Jared Thompson*  
JARED THOMPSON, Esq.  
Counsel for Defendant  
Fayth Jones  
Authorized to sign for Mr. Thompson on  
24 August 6, 2021

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2                   **FINDINGS AND ORDER**  
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4                   IT IS SO FOUND AND ORDERED.  
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6                   Dated: August 6, 2021  
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10                  WILLIAM B. SHUBB  
11                  UNITED STATES DISTRICT JUDGE  
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